

Docket No.  
85150-202 RWD

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Ventilation System for Medical Gases**

the specification of which.

(check one)

☐ is attached hereto.

☒ was filed on November 10, 2003 as United States Application No. or PCT International Application Number PCT/CA2003/001714

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

<u>Prior Foreign Application(s)</u>		<u>Priority Claimed</u>
<u>2,404,558</u>	<u>Canada</u>	<u>23/09/2002</u>
(Number)	(Country)	(Day/Month/Year Filed)
_____	_____	_____
(Number)	(Country)	(Day/Month/Year Filed)
_____	_____	_____
(Number)	(Country)	(Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

PCT/CA2003/001714

November 10, 2003

Pending

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

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(Application Serial No.)

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(Filing Date)

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(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

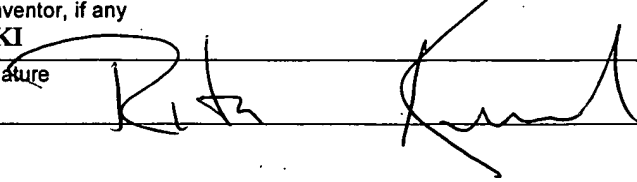
Ryan W. Dupuis  
Michael R. Williams  
Adrian D. Battison

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Registration No. 45,333  
Registration No. 31,726

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Direct Telephone Calls to: *(name and telephone number)*  
Ryan W. Dupuis 204-944-0062

Full name of sole or first inventor <b>Ivan SABESKY</b>		<b>April 20/06</b> Date
Sole or first inventor's signature		
Residence <b>Winnipeg, Canada</b>		
Citizenship <b>Canadian</b>		
Post Office Address <b>48 East Gate, Winnipeg, Manitoba, R3C 2C1, Canada</b>		

Full name of second inventor, if any <b>Rita KORCZYNSKI</b>		<b>April 20/06</b> Date
Second inventor's signature		
Residence <b>Winnipeg, Canada</b>		
Citizenship <b>Canadian</b>		
Post Office Address <b>1202-690 Kenaston Boulevard, Winnipeg, Manitoba, R3N 1Z3, Canada</b>		

Full name of third inventor, if any <b>Mark NEPON</b>	
Third inventor's signature <i>Mark Nepon</i>	Date <i>April 21/06</i>
Residence <b>Winnipeg, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address <b>169 Overwater Cove, Winnipeg, Manitoba, R3R 3P5, Canada</b>	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

EXAMINER:

GROUP:

APPLICANT Ivan Sabesky; Rita Korczynski; Mark Nepon

SERIAL NO: PCT/CA2003/001714

FILED November 10, 2003

FOR Ventilation System for Medical Gases

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 222313-1450  
U.S.A.

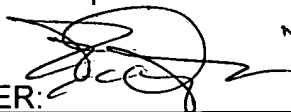
Dear Sir:

Small Entity Statement under 37 CFR 1.27

Ivan Sabesky, whose full post office address is 48 East Gate, Winnipeg, Manitoba, R3C 2C1, Canada, Rita Korczynski, whose full post office address is 1202-690 Kenaston Boulevard, Winnipeg, Manitoba, R3N 1Z3, Canada and Mark Nepon, whose full post office address is 169 Overwater Cove, Winnipeg, Manitoba, R3R 3P5, Canada, as named inventors declare that we are qualified as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above.

Respectfully submitted

Ivan Sabesky; Rita Korczynski;  
Mark Nepon



PER: \_\_\_\_\_  
Ryan W. Dupuis  
Registration No: 47,345

RWD/hkl  
May 8, 2006  
Ryan W. Dupuis

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